

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

H

1

HOUSE BILL 575

Short Title: Scholarships for Veterans' Children.

(Public)

Sponsors: Representatives Wood; Buchanan, Hurley, and Mercer.

Referred to: State Government.

April 2, 1991

A BILL TO BE ENTITLED

AN ACT TO BROADEN COVERAGE UNDER THE STATE SCHOLARSHIP PROGRAM TO INCLUDE CHILDREN OF WAR VETERANS WITH ANY DISABILITY RATING.

The General Assembly of North Carolina enacts:

Section 1. G.S. 165-22 reads as rewritten:

"§ 165-22. Classes or categories of eligibility under which scholarships may be awarded.

A child, as defined in this Article, who falls within the provisions of any eligibility class described below shall, upon proper application be considered for a scholarship, subject to the provisions and limitations set forth for the class under which he is considered:

- (1) Class I-A: Under this class a scholarship shall be awarded to any child whose veteran parent
 - a. Was killed in action or died from wounds or other causes not due to his own wilful misconduct while a member of the armed forces during a period of war, or
 - b. Has died of service-connected injuries, wounds, illness or other causes incurred or aggravated during wartime service in the armed forces, as rated by the United States Veterans Administration.
- (2) Class I-B: Under this class a limited scholarship providing only those benefits set forth in G.S. 165-21(1)a and d and 165-21(2) of this Article, shall be awarded to any child whose veteran parent, at the time

1 the benefits pursuant to this Article are sought to be availed of, is or
2 was at the time of his death receiving compensation for a wartime
3 service-connected disability of one hundred percent (100%) as rated by
4 the United States Veterans Administration. Provided, that if the
5 veteran parent of a recipient under this class should die of his wartime
6 service-connected condition before the recipient shall have utilized all
7 of his scholarship eligibility time, then the North Carolina Department
8 of Administration shall amend the recipient's award from Class I-B to
9 Class I-A for the remainder of the recipient's eligibility time. The
10 effective date of such an amended award shall be determined by the
11 Department of Administration, but, in no event shall it predate the date
12 of the veteran parent's death.

13 (3) Class II: Under this class a scholarship may be awarded to not more
14 than 100 children yearly, each of whose veteran parent, at the time the
15 benefits pursuant to this Article are sought to be availed of:

16 a. Is or was at the time of his death receiving compensation for a
17 wartime service-connected disability of ~~twenty percent (20%)~~
18 zero percent (0%) or more, but less than one hundred percent
19 (100%), as rated by the United States Veterans Administration;
20 or

21 b. Is or was at the time of his death receiving wartime
22 compensation for a statutory award for arrested pulmonary
23 tuberculosis, as rated by the United States Veterans
24 Administration.

25 (4) Class III: Under this class a scholarship may be awarded to not more
26 than 100 children yearly, each of whose veteran parent, at the time the
27 benefits pursuant to this Article are sought to be availed of:

28 a. Is or was at the time of his death drawing pension for
29 permanent and total disability, nonservice-connected, as rated
30 by the United States Veterans Administration, or

31 b. Is deceased and who does not fall within the provisions of any
32 other eligibility class described in G.S. 165-22(1), (2), (3), (4)a.,
33 nor (5) provided such child is less than 23 years of age at the
34 time of application for such scholarship.

35 (5) Class IV: Under this class a scholarship as defined in G.S. 165-21 shall
36 be awarded to any child whose parent, while serving honorably as a
37 member of the armed forces of the United States in active federal
38 service during a period of war, as defined in G.S. 165-20(4), was listed
39 by the United States government as (i) missing in action, (ii) captured
40 in line of duty by a hostile force, or (iii) forcibly detained or interned
41 in line of duty by a foreign government or power."

42 Sec. 2. This act is effective upon ratification.